

MAR 31 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031.

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**TRANSMITTAL  
FORM**

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission

6


Application Number	09/769,446
Filing Date	01/26/2001
First Named Inventor	Rajendra K. Shenoy
Art Unit	2859
Examiner Name	Shrivastav, Brij B.
Attorney Docket Number	FONPT03

**ENCLOSURES (Check all that apply)**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input checked="" type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>Copy of docket record |
|--|---|---|

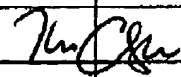
Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	IP Strategies		
Signature			
Printed name	Thomas Champagne		
Date	03/31/2005	Reg. No.	36,478

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Thomas Champagne	Date	03/31/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	Filing Date	First Named Inventor	Atty. Docket No.	Confirmation No.
09/769,446	01/26/2001	Rajendra K. Shenoy	FONPT03	3770
Invention		Examiner		Art Unit
Driven Equilibrium and Fast-Spin Echo Scanning		Shrivastav, Brij B.		2859

**Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment mailed March 23, 2005, please consider the following statements.

1. The Notice of Abandonment was mailed due to Applicant's failure to timely pay the required issue fee within the statutory period from the mailing date of the Notice of Allowance.
2. The Notice of Allowance and Issue Fee Due that required the above response was not received by the undersigned practitioner.
3. In a telephone conference with the examiner of the above-captioned patent application, the undersigned practitioner learned that the Notice of Allowance and Issue Fee Due was mailed on April 23, 2004. The due date for submitting the issue fee, therefore, was July 23, 2004.
4. It is customary for the undersigned practitioner to docket the due date for paying the issue fee, as well as a reminder two weeks prior to the issue fee due date.

Best Available Copy

Petition  
09/769,446

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5. A search of the file jacket and docket records indicates that the Notice of Allowance and Issue Fee Due was not received.

6. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed is attached to this petition.

7. It is respectfully requested that this petition be granted and the Notice of Allowance re-mailed to the undersigned practitioner.

Respectfully submitted,

March 31, 2005

Date



Thomas M. Champagne

Registration No. 36,478

IP STRATEGIES

12 ½ Wall Street

Suite I

Asheville, North Carolina 28801

(828) 253-8600

(828) 253-8620 fax

TMC:hlp

**July 05 -  
July 11**

July 2004							August 2004						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
				1	2	3	1	2	3	4	5	6	7
4	5	6	7	8	9	10	8	9	10	11	12	13	14
11	12	13	14	15	16	17	15	16	17	18	19	20	21
18	19	20	21	22	23	24	22	23	24	25	26	27	28
25	26	27	28	29	30	31	29	30	31				

12:30pm 1:00pm GRUNP33 - Status request

Monday, July 05

11:30am 12:00pm XPETM01 - Status check

Thursday, July 08

10:00am 10:30am STSPT40 - Received Patent?

Tuesday, July 06

9:00am 9:30am HONPT02 - reminder re MF  
9:30am 10:00am KCOPT01 - Missing parts?  
10:00am 10:30am GRUNP34 - Missing parts?

Friday, July 09

10:30am 11:00am AEIPT04- UtilityAppDDTDY

Wednesday, July 07

Saturday, July 10

Sunday, July 11

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3/29/2005 12:57 PM

**July 12 -  
July 18**

July 2004  
S M T W T F S  
4 5 6 7 8 9 10  
11 12 13 14 15 16 17  
18 19 20 21 22 23 24  
25 26 27 28 29 30 31

August 2004  
S M T W T F S  
1 2 3 4 5 6 7  
8 9 10 11 12 13 14  
15 16 17 18 19 20 21  
22 23 24 25 26 27 28  
29 30 31

9:00am 9:30am AEITM02 - SOU due 1 month

Monday, July 12

10:00am 10:30am STSPT48WO - Filing receipt?

Thursday, July 15

9:00am 9:30am GRUTM20 - reminder re suspension

Tuesday, July 13

9:00am 9:30am STSTM50 - SOU due  
9:30am 10:00am SIIP01 - Filing receipt?  
10:00am 10:30am GRUNP25 - Reminder to client

Friday, July 16

9:00am 9:30am GRUTM19 - OA response due

Wednesday, July 14

Saturday, July 17

Sunday, July 18

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**July 19 -  
July 25**

July 2004							August 2004						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
				1	2	3	1	2	3	4	5	6	7
4	5	6	7	8	9	10	8	9	10	11	12	13	14
11	12	13	14	15	16	17	15	16	17	18	19	20	21
18	19	20	21	22	23	24	22	23	24	25	26	27	28
25	26	27	28	29	30	31	29	30	31				

12:00pm 12:30pm DAM 101 - MAINT FEE DUE 19 DEC 04	Monday, July 19	Thursday, July 22
10:30am 11:00am GSI103-8815 due 1 year 11:30am 12:00pm STSWO54- Fle Dmnd & Rmnds 20 AUG03	Tuesday, July 20	Friday, July 23
	Wednesday, July 21	Saturday, July 24
		Sunday, July 25

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3/29/2005 12:57 PM

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